THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 28162 of 2005

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DATED: 02.01.2006

Between:

M/s. IMAX Video Games Shop,

Rep., by its Owner Mr.M.D. Sajid Pasha

… PETITIONER

AND

The Superintendent of Police,

Nizamabad District & another.

… RESPONDENTS

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 28162 of 2005

ORDER:-

This writ petition is filed to direct the respondents herein not to interfere in the petitioner's Electronic Computerized Children T.V. Video Games Shop.

M/s. Imax Video Games Shop, a proprietary concern, seeks a direction to Superintendent of Police, Nizamabad and Station House Officer, V Town Police Station, Nizamabad, not to interfere with petitioner's Video Games Shop and not to take any coercive steps against the petitioner. It is the case of the petitioner that he is not required to take any licence under A.P. Gambling Act, and therefore, any interference is illegal.

This Court disposed of WP.No.16596 of 2003 and other similar cases, with certain observations and giving certain directions. Following the order in WP.No.16596 of 2003, present writ petition is also disposed of with the following observations and directions.

1. The petitioner who is running the games center for playing video games is not required to take out any licence under the A.P. Gambling Act;

2. It is not suggested that the licence is required under the provisions of any other Act;

3. The Respondent-Police Officers have no power to interfere with the running of centers for playing video games on the electronic equipment on the ground that the petitioner does not possess the licence; and

4. If it is felt that the petitioner has contravened any of the provisions of the A.P. Gambling Act, it is open for the authorities to take action to prosecute the petitioner.

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02.01.2006

Note:- Issue CC in two days.

B/o.

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